

## PENDING CLAIMS AS AMENDED

Please replace the claims identified below with the following amended claims:

Claims as they now stand.

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1. (Canceled)

2. (Currently Amended) An apparatus for transmitting spread spectrum data, comprising:  
a modulation means for receiving data and for modulating the received data in accordance with a spread spectrum modulation format;  
a scrambling means for scrambling a subset of information bits in the modulated data;  
and  
an upconversion means for receiving the modulated data and for upconverting the modulated data for transmission at a random frequency determined in accordance with a selection signal, wherein the selection signal is determined in accordance with the scrambled subset of information bits.

3-4. (Canceled)

5. (Currently Amended) An apparatus for transmitting spread spectrum data, comprising:  
a modulation means for receiving data and for modulating the received data in accordance with a code channel selection signal;  
a scrambling means for scrambling a subset of information bits of the modulated data;  
and  
an upconversion means for receiving the modulated data and for upconverting the modulated data for transmission at a frequency determined in accordance with a selection signal, wherein the code channel selection signal is determined in accordance with the scrambled subset of information bits.

6-11. (Canceled)

12. (Currently Amended) An apparatus for transmitting spread spectrum data, comprising:

a scrambling means for scrambling a first subset of information bits and a second subset of information bits from received data;

a modulation means for modulating the received data in accordance with a code channel selection signal that is determined in accordance with the scrambled first subset of information bits; and

an upconversion means for receiving the modulated data and for upconverting the modulated data for transmission at a frequency determined in accordance with a selection signal that is determined in accordance with the scrambled second subset of information bits.

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13. (Currently Amended) A method for transmitting data, comprising:

modulating the data;

scrambling a subset of information bits of the modulated data;

selecting a carrier frequency in accordance with the modulated, scrambled subset of information bits; and

upconverting the modulated data using the selected carrier frequency.

14. (Currently Amended) A method of transmitting data, comprising:

scrambling a subset of information bits of the data;

modulating the data in accordance with a code channel selection signal that is determined in accordance with the scrambled subset of information bits; and

upconverting the modulated data using a selected carrier frequency.

15. (Currently Amended) A computer readable medium embodying a method for transmitting data, the method comprising:  
modulating the data;  
scrambling a subset of information bits of the modulated data;  
selecting a carrier frequency in accordance with the modulated, scrambled subset of information bits; and  
upconverting the modulated data using the selected carrier frequency.

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16. (Currently Amended) A computer readable medium embodying a method for transmitting data, the method comprising:  
scrambling a subset of information bits of the data;  
determining a code channel selection signal in accordance with the scrambled subset of information bits;  
modulating the data in accordance with the determined code channel selection signal; and  
upconverting the modulated data using a selected carrier frequency.

17. (Currently Amended) An apparatus for transmitting spread spectrum data, comprising:  
a modulator to modulate spread spectrum data having a subset of information bits;  
a scrambler to receive a modulated subset of information bits from the modulator and to scramble the modulated subset of information bits to generate scrambled modulated subset of information bits;  
and  
at least one upconverter to receive the scrambled subset of information bits and to output a carrier frequency that changes in accordance with a predetermined pattern, wherein the predetermined pattern is determined based on the scrambled modulated subset of information bits.

18. (Currently Amended) An apparatus for transmitting spread spectrum data, comprising:

a scrambler to scramble a subset of information bits of spread spectrum data to generate scrambled sub set of information bits;

a control processor to receive the scrambled subset of information bits and to output a code channel selection signal that is determined in accordance with the scrambled subset of information bits; and

a modulator to modulate the spread spectrum data in accordance with the code channel selection signal

19. (Currently Amended) A method for transmitting data, comprising:

modulating the data;

scrambling a subset of information bits of the modulated data;

upconverting a carrier frequency that changes in accordance with a predetermined pattern, wherein the predetermined pattern is determined by the scrambled modulated subset of information bits.

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